

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, MARCH 20, 2019

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JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 20, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Greg Griffin, retired pastor of First Congregational United Church of Christ, Anamosa. He was the guest of McKean of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Penny and Charlie Sherlock from Norwalk. They are the grandchildren of doorkeeper Dennis Walsh and guests of Prichard of Floyd.

The Journal of Tuesday, March 19, 2019, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 507](#), a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

[Senate File 507](#), by committee on Commerce, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

Read first time and **passed on file**.

On motion by Wills of Dickinson, the House was recessed at 8:38 a.m., until the conclusion of the afternoon committee block.

AFTERNOON SESSION

The House reconvened at 3:35 p.m., Wheeler of Sioux in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 158](#), a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 245](#), a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 438](#), a bill for an act relating to the responsibilities and authority of school districts or school corporations, accredited nonpublic schools, area education agencies, community colleges, and board of regents institutions, and including effective date provisions.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 532](#), a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

[House File 745](#), by committee on Ways and Means, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

[House File 746](#), by committee on Ways and Means, a bill for an act relating to access to a copy of an original birth certificate by an adult adoptee or an entitled person, providing for fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

[Senate File 158](#), by committee on Judiciary, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Read first time and **passed on file**.

[Senate File 245](#), by committee on Education, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Read first time and **passed on file**.

[Senate File 438](#), by committee on Education, a bill for an act relating to the responsibilities and authority of school districts or school corporations, accredited nonpublic schools, area education agencies, community colleges, and board of regents institutions, and including effective date provisions.

Read first time and referred to committee on **Education**.

[Senate File 532](#), by committee on Judiciary, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Regular Calendar

[House File 625](#), a bill for an act relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility,

payment, and administrative functions under the department of human services, was taken up for consideration.

Osmundson of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 625](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Oldson	Upmeyer, Spkr.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 698](#), a bill for an act relating to the jurisdiction and management of pioneer cemeteries, was taken up for consideration.

Sexton of Calhoun offered amendment [H-1058](#) filed by him.

Sexton of Calhoun offered amendment [H-1067](#), to amendment [H-1058](#), filed by him from the floor and moved its adoption.

Amendment [H-1067](#), to amendment [H-1058](#), was adopted.

Sexton of Calhoun moved the adoption of amendment [H-1058](#), as amended.

Amendment [H-1058](#), as amended, was adopted.

Hite of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 698](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale Lohse Oldson Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 707](#), a bill for an act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 707](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale Lohse Oldson Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 716](#), a bill for an act relating to firearms requirements for hunting deer, was taken up for consideration.

Prichard of Floyd offered amendment [H-1059](#) filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and B. Meyer of Polk.

Rule 75 was invoked.

On the question "Shall amendment [H-1059](#) be adopted?" ([H.F. 716](#))

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 50:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	Meyer, A.
Mitchell	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley

Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wills	Windschitl	Worthan
Zumbach	Wheeler, Presiding		

Absent or not voting, 4:

Bloomingtondale	Lohse	Mohr	Oldson
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Amendment [H-1059](#) lost.

Windschitl of Harrison offered amendment [H-1044](#) filed by him and moved its adoption.

Amendment [H-1044](#) was adopted.

Windschitl of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 716](#))

The ayes were, 57:

Abdul-Samad	Bacon	Baxter	Bergan
Best	Bossman	Breckenridge	Brink
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Kurtz	Landon
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Olson
Osmundson	Ourth	Paustian	Salmon
Sexton	Shiple	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wills
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 40:

Anderson	Bearinger	Bennett	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Lensing	Mascher

Matson	McConkey	McKean	Meyer, B.
Nielsen	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler

Absent or not voting, 3:

Bloomingtondale	Lohse	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 726, a bill for an act relating to certain health and human services-related entities including membership, reimbursement, and the elimination or combining of such entities, was taken up for consideration.

Fry of Clarke offered amendment [H-1043](#) filed by him and moved its adoption.

Amendment [H-1043](#) was adopted.

Fry of Clarke moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 726](#))

The ayes were, 77:

Abdul-Samad	Bacon	Baxter	Beainger
Bergan	Best	Bossman	Breckenridge
Brink	Brown-Powers	Carlson	Cohon
Deyoe	Dolecheck	Fisher	Forbes
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thompson

Thorup	Upmeyer, Spkr.	Williams	Wills
Windschitl	Wolfe	Worthan	Zumbach
Wheeler,			
Presiding			

The nays were, 20:

Anderson	Bennett	Derry	Donahue
Ehlert	Gaines	Gaskill	Heddens
Hunter	Isenhart	Jacoby	James
Kurth	Nielsen	Ourth	Running-Marquardt
Steckman	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 3:

Bloomingtondale	Lohse	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 735](#), a bill for an act relating to the management of soil and water resources, including projects described in the Iowa nutrient reduction strategy, and the use of a county tax levy, was taken up for consideration.

Mommsen of Clinton offered amendment [H-1030](#) filed by him and moved its adoption.

Amendment [H-1030](#) was adopted.

Mommsen of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 735](#))

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt

Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 625, 698, 707, 716, 726 and 735.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 179, 549 and 571 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomingtondale of Worth	Lohse of Polk
Oldson of Polk	

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 548](#), a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 555](#), a bill for an act relating to weight limitations for certain implements of husbandry.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 556](#), a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability and effective date provisions.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 559](#), a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 561](#), a bill for an act concerning disqualification from eligibility for unemployment benefits due to discharge for misconduct.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

[Senate File 592](#), a bill for an act relating to the practice and licensure of physician assistants, and providing penalties.

W. CHARLES SMITHSON, Secretary

REREFERRED

The Speaker announced that [Senate File 511](#), previously referred to committee on **Natural Resources** was rereferred to committee on **Environmental Protection**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 20th day of March, 2019: House Files 482 and 668.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS[House File 483](#)

Ways and Means: Maxwell, Chair; Kurtz and Sieck.

[Senate File 188](#)

Public Safety: Windschitl, Chair; Kerr and Thede.

[Senate File 198](#)

Natural Resources: Baxter, Chair; Osmundson and M. Smith.

[Senate File 275](#)

Judiciary: Kaufmann, Chair; Bergan and B. Meyer.

[Senate File 341](#)

Commerce: Landon, Chair; Judge and Sorensen.

COMMITTEE RECOMMENDATION

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly [House File 648](#)), relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2019.

AMENDMENTS FILED

H-1061	H.F. 610	Hinson of Linn
H-1062	H.F. 669	Mohr of Scott
H-1063	H.F. 667	Jacobsen of Pottawattamie
H-1064	H.F. 426	Hunter of Polk
H-1065	H.F. 694	Jeneary of Plymouth
H-1066	H.F. 712	Mitchell of Henry
H-1067	H.F. 698	Sexton of Calhoun
H-1068	H.F. 516	Thorup of Marion
H-1069	H.F. 690	Mascher of Johnson

On motion by Hagenow of Dallas, the House adjourned at 5:06 p.m., until 8:30 a.m., Thursday, March 21, 2019.